

SECOND REGULAR SESSION

HOUSE BILL NO. 2197

102ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE HUDSON.

4855H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To repeal section 536.014, RSMo, and to enact in lieu thereof one new section relating to administrative rules.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 536.014, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 536.014, to read as follows:

536.014. **1.** No department, agency, commission or board rule shall be valid in the event that:

(1) There is an absence of statutory authority for the rule or any portion thereof; or

(2) The rule is in conflict with state law; or

(3) The rule is so arbitrary and capricious as to create such substantial inequity as to be unreasonably burdensome on persons affected.

2. No rule proposed by a department, agency, commission, or board shall take effect unless the entity proposing the rule also repeals at least two of its existing rules.

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EXPLANATION — Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.